

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



In the application of

Ryuji UENO, et al.

Appln. No.: 09/816,655

Group Art Unit: 1614

Confirmation No.: 5746

Examiner: Not Yet Assigned

Filed: March 26, 2001

RECEIVED

AUG 06 2001

For: APOPTOSIS INHIBITOR

OFFICE OF PETITIONS

STATEMENT UNDER 37 C.F.R. §1.78(a)(6)(ii)

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

Pursuant to 37 C.F.R. §1.78(a)(6)(ii), it is submitted that the entire delay between the date the claim under 35 U.S.C. §119(e) was due under 37 C.F.R. §1.78(a)(5) (July 24, 2001, which was sixteen months after the filing of U.S. Provisional Application No. 60/191,755) and the date the claim was filed (August 2, 2001) was unintentional.

Specifically, the filing of the sworn English translation of U.S. Provisional Application No. 60/191,755 in the non-provisional was inadvertently not docketed after the rule change which became effective November 29, 2000, and the error was first discovered after the deadline for filing the sworn translation was missed. Thus, a copy of the sworn English language translation of the provisional application is being submitted concurrently herewith (the original sworn English translation was filed in the provisional).

Respectfully submitted,

A handwritten signature of Bruce E. Kramer.

Bruce E. Kramer
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For: APOPTOSIS INHIBITOR

SUBMISSION OF SWORN TRANSLATION OF PROVISIONAL APPLICATION

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

Pursuant to 37 C.F.R. §1.78(a)(6), submitted herewith is a sworn English language translation of the provisional application upon which a claim for benefit is based.

Respectfully submitted,

Bruce E. Kramer

Bruce E. Kramer
Registration No. 33,725

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